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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Przybyla et al.

Serial No. 09/869,446

Filed: June 27, 2001

For: Rubredoxin Fusion Proteins,
Protein Expression System and
Methods

Art Unit: 1642

Examiner: Unknown

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, DC 20231

Sir:

Responsive to the Office Communication mailed July 29, 2003, Applicants elect with traverse the invention of Group I, claims 45-87 and 112-114 for prosecution, including the species election of the rubredoxin fusion protein with amyloid. A request for a one month extension of time is enclosed.

In order for a restriction requirement to be appropriate, there must be a serious burden on the Examiner to search all of the inventions and the inventions must be independent or distinct as claimed. The Examiner has not provided evidence that a search of all the claims

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on September 22, 2003.

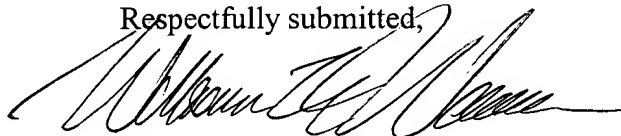
William L. Warren- Reg. No. 36,714

would be seriously burdensome and Applicants therefore traverse the Restriction Requirement.

Applicants note that this is the second restriction requirement in this case.

The foregoing is submitted as a full and complete response to the Office Communication mailed July 29, 2003. If there are any issues which can be resolved by telephone conference or an Examiner's Amendment, the Examiner is invited to call the undersigned attorney at (404) 853-8081.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'William L. Warren', written in a cursive style.

By: William L. Warren
Reg. No. 36,714

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SAB Docket: 18465-0005